

TEMPORARY

Serial No. 57469T

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR 21 1992

Returned to applicant for correction

Corrected application filed. Map filed MAY 04 1992 under 57467T

The applicant Newmont Gold Company by Charles Zimmerman, agent

P. O. Box 669 of Carlin
Street and No. or P.O. Box No. City or Town

Nevada 89822 hereby make^s application for permission to change the
State and Zip Code No.

point of diversion of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under permit 48911; well PW-5

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is underground; well GOTW-4
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 2.2 cfs (987.4 gpm); 1592.8 Acre feet/yr
(519.0 MgA) Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for mining, milling, and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for mining, milling, and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point. Within the SE quarter of the SW quarter
Describe as being within a 40-acre subdivision of public survey and by course and
of section 35 of T34N, R51E, M.D.B.&M., at a point from which the NE
distance to a section corner. If on unsurveyed land, it should be stated.
corner of said section 35, a found GLO brass cap, bears N 35°34' E
a distance of 5,745 feet.
6. The existing permitted point of diversion is located within NW quarter of the SE quarter of
If point of diversion is not changed, do not answer.
section 31 of T34N, R52E, M.D.B.&M., at a point from which the NW
corner of said Section 31 bears N 43°55' W a distance of 3,926 feet.
7. Proposed place of use sections 34, 35, and 36, T34N, R51E, M.D.B.&M.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
sections 1, 2, 3, 10, and 11, T33N, R51E, M.D.B.&M., and section
6, T33N, R52E, M.D.B.&M.
8. Existing place of use same as existing.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 01 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 01 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) A drilled and cased well equipped with
State manner in which water is to be diverted, i.e. diversion structure,
a pump, motor, totalizing flowmeter, and a pipeline to the place of
ditches, pipes and flumes, or drilled well, etc. use.
12. Estimated cost of works not applicable - well completed under permit, number
54339.
13. Estimated time required to construct works A 27" borehole drilled to 820', cased to
755' with 20" steel casing, screened from 55'-735', equipped as
described above (11.).

14. Estimated time required to complete the application of water to beneficial use ten years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

This application is hereby submitted for a temporary (one year) permit for the purpose of dewatering the Gold Quarry pit while applications, 56831 through 56839, are under consideration for the same purpose. Water produced would be alternately distributed for use in various mining processes as well as dust suppression. Mine plans require an immediate increase of pit dewatering to ensure pit stability.

By s/ Charles Zimmerman

P.O. Box 669

Carlin, Nevada 89822

Compared gkl/jv ap/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 48911 is issued subject to the terms and conditions imposed in said Permit 48911 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This temporary permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.2 cubic feet per second, but not to exceed 1592.8 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use shall be filed on or before _____

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 25th day of September,

A.D. 19 92

By: Hugh Ricci, P.E.

Deputy State Engineer

State Engineer

EXPIRED

DATE SEP 24 1993

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies and is specifically issued contingent upon approval by the Nevada Division of Environmental Protection of the dewatering project.

The total combined duty of water under Permits 40900, Certificate 13392, 47962, 48328, 48330, 48910, 48911, 48912, 49550, 49916, 49962, 51962, 52330, 52331, 52332, 52883, Certificate 13398, 52884, 53384, 53385, 54339, 54340, 54341, 55616, 55617, 55618, 55619, 57117-T, 57468-T, 57469-T, 57470-T, 57473-T, 57474-T, 57475-T, 57476-T, 57477-T, 57500-T, 57501-T and 57968-T shall not exceed 10,660.42 acre feet annually.

Any water obtained under Permits 52883, Certificate 13398, 52884, 53384, 53385, 54339, 54340, 54341, 55616, 55617, 55618, 55619, 57117-T, 57468-T, 57469-T, 57470-T, 57473-T, 57474-T, 57475-T, 57476-T, 57477-T, 57500-T, 57501-T and 57968-T as a result of the dewatering program by the permittee shall be used first for mining, milling, heap leaching, drilling, road water and other related mining and milling uses within the place of use as described.

A monthly report shall be submitted to the State Engineer within 10 days from the end of the month which shall include the amount of water pumped from each well and the amount of water used for mining and milling purposes.

This permit is issued subject to the provisions of State Engineer Order No. 1055 dated April 1, 1992, concerning rules for well spacing and modification of well drilling regulations in Maggie Creek Groundwater Basin.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on September 24, 1993 at which time all rights herein granted shall revert to the right being changed by this temporary permit.